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8 UNITED STATES DISTRICT COURT
9 Northern District of California

10 San Francisco Division

11 KATHLEEN M. LUCAS, et al., No. C 11-01581 LB

12 v. Plaintiffs,

13 HERTZ CORPORATION, et al., Defendants.

**ORDER REGARDING
DEFENDANT'S MOTION FOR
SUMMARY JUDGMENT**

[Re: ECF No. 83, 91-93]

16 On January 2, 2013, Defendant Hertz Corporation (“Hertz”) filed a motion for summary
17 judgment in its favor “on all of Plaintiffs’ claims as alleged in their complaint. Motion, ECF No. 83
18 at 5.¹ The court previously granted Hertz’s motion to compel plaintiff Dan Martin to arbitrate his
19 claims against Hertz in Costa Rica. 6/21/2012 Order, ECF No. 53. Thus, the court assumes that
20 Hertz seeks summary judgment only with respect to plaintiff Kathleen Lucas’s claims against it.

21 The court has now learned that Ms. Lucas and Hertz have agreed to settle her claims. *See*
22 1/23/2013 Minute Entry, ECF No. 93. In light of this apparent settlement, the court **DIRECTS**
23 Hertz, by 3:00 p.m. on January 30, 2013, to either withdraw its motion for summary judgment or file
24 a letter stating why it believes its motion is not moot.

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27 ¹ Citations are to the Electronic Case File (“ECF”) with pin cites to the electronically-
28 generated page numbers at the top of the document.

1 **IT IS SO ORDERED.**

2 Dated: January 29, 2013

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4 LAUREL BEELER
5 United States Magistrate Judge